

VII. Provided always, Purveu toutz foitz qe ceux  
 That they which keep their qi gardent par force lour pos-  
 Possessions with Force in any sessions en ascuns terres ou  
 Lands and Tenements, whereof tenementz dount ils ou lour  
 they or their Ancestors, or auncestres ou ceux queux estat  
 they whose Estate they have ils ount en tiels terres & tene-  
 in such Lands and Tenements, mentz ount contenuz lour pos-  
 have continued their Posses- sessions en ycelles par trois  
 sions in the same by three ans ou plus ne soient my en-  
 years or more, be not endam- damagez par force de celle  
 aged by force of this Statute. estatut.

I. The Statute of 15 R. 2, c. 2, touching forcible Entries rehearsed and confirmed. 4 Co. 48. Hob. 94. II. The Defects of the Statute of 15 R. 2, c. 2. Palmer, 277. The Office and Duty of Justices of Peace when any forcible Entry is made into Lands, or peaceable Entry, and after detaining with force. Carthew, 496. III. Leonard, 327. The Remedy where any person entering by force doth aliene the same Land to have Maintenance. 1 R. 2, c. 9. Dyer, 122, 187. 9 Co. 118. 11 Co. 65. 7 Ed. 4, f. 18. 4 H. 7, f. 18. Cro. Eliz. 184, 189, 306, 458, 461, 582, 654, 738, 915. Cro. Jac. 17, 19, 31, 41, 148, 151, 176, 214. Cro. Car. 201. IV. The Justice's Precept to the Sheriff to return a Jury to inquire of forcible Entries. Juror to have 40 s. *per Ann.* The Sheriff's Penalty for omitting his Duty. V. What Action may be had against him who doth put out, or keep out of Possession **232** with Force. Savil, 68. 1 H. 7, f. 19. 6 H. \*7, f. 12. 10 H. 7, f. 9. 15 H. 7, f. 17. Dyer, f. 142. Fitz. Ent. 15, 16, 17, 18, 21, 27, 33, 39, 45. 10 H. 7, f. 12. 10 Ed. 4, f. 10. Dyer, 214. Fitz. Dam. 23, 25. 10 Co. 116. 11 Co. 30. Cro. El. 93, 96, 106, 697. 22 H. 6, f. 18. Kel. f. 187. 14 H. 7, f. 28. Dyer, f. 141. Bro. Force, 22. 1 Bulstr. 218. 2 Leon. 52. Co. pl. f. 315. VII. Inforced by 31 El. c. 11. They may keep their Land by Force, who have had three Years Possession. 1 Salk. 356. Regist. 289. 1 Inst. 257. 5 R. 2, Stat. 1, c. 7. 4 H. 4, c. 8.

The whole of this Statute is in force and is included here, except the latter part of the 6th section, which gives the Chief Officers of Cities, &c., authority to repress forces, &c. The law considering that every entry upon lands without the owner's leave, and more particularly if against his orders, is a trespass, and that much inconvenience may happen to him before he has an opportunity to forbid the entry, treats every entry upon another's lands, unless by his leave, or in some special instances, as an injury for which an action will lie to recover such damages as a jury may give. It will be observed that this Statute also gives an action to recover treble damages; but it applies only where there is such a degree of force as is calculated to excite fear, see *R. v. Smyth*, 5 C. & P. 201. See the note to 5 R. 2, Stat. 1, c. 8.